IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 3586 of 2001

Between:

P. Vittalaiah, S/o. Ananthaiah

Age: 40 years, Occ: TFT Licence Holder

R/o. Ibrahimpally (v) Chevella (M)

R.R. District

..... PETITIONER

AND

1. Prohibition & Excise Superintendent,

   R.R. District, at Narayanaguda, Hyderabad.

2. The Deputy Commissioner of Prohibition & Excise,

   Hyderabad Division, at Nampally, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of writ of Mandamus, directing the respondents not to interfere the toddy business licence bearing No.438, in respect of Toddy Shop, Ibrahimpally village, Chevella Mandal, R.R.District, pending receipt of the 2nd sample bottle report from the independent lab, by declaring the impugned proceedings of the respondents vide Procs.CR.No.E5/C/9724/2000 dated:6-12-2000, Procs.Case No.2/2001/E1, dated 2-2-2001 as illegal.

Counsel for the Petitioner: MR.B.SAI RAM GOUD

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following ORDER:

Heard both sides and at their request the main writ petition itself is taken up for disposal.

It is represented by the learned counsel for the petitioner that having regard to the expiry of the Excise year, the prayer in the writ petition has become infructuous.

Accordingly, the writ petition is dismissed as infructuous. No costs.

B.Prakash Rao, J

Date: 17.08.2004

va/js

To

1. Prohibition & Excise Superintendent,

   R.R. District, at Narayanaguda, Hyderabad.

2. The Deputy Commissioner of Prohibition & Excise,

   Hyderabad Division, at Nampally, Hyderabad.

3. Two CCs to G.P. for Prohibition and Excise, High Court of A.P. Buildings, Hyderabad (OUT)

4. Two CD Copies